



MINUTES OF THE BOARD OF SUPERVISORS  
COUNTY OF LOS ANGELES, STATE OF CALIFORNIA

Sachi A. Hamai, Executive Officer  
Clerk of the Board of Supervisors  
383 Kenneth Hahn Hall of Administration  
Los Angeles, California 90012

At its meeting held December 11, 2007, the Board took the following action:

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At the time and place regularly set, notice having been duly given, the following item was called up:

Hearing on amendments to the County Code, Title 8 - Consumer Protection and Business Regulations and Title 11 - Health and Safety, to set forth provisions for a Tobacco Retail Licensing Program (TRL) for tobacco retailers, defining tobacco retailing, and establishing an annual tobacco retail licensing fee of \$235 allowing the County to recover program costs and to impose fines and suspend or revoke TRL's of retailers that engage in unlawful sales of tobacco products to minors, or who otherwise violate the provisions of the TRL program, as further described in the attached letter dated November 27, 2007 from the Director of Public Health.

All persons wishing to testify were sworn in by the Executive Officer of the Board. Opportunity was given for interested persons to address the Board. Michael Franklin, Olga Strauss of Tobacco Control Project, Steven Afriat of the Los Angeles County Business License Commission and others addressed the Board. Correspondence was presented.

The following statement was entered into the record for Supervisors Antonovich and Knabe:

"The proposal to create an enforcement program to address the increasing number of minors using tobacco products is a responsible and necessary action. Currently, there is a fund balance of \$199.7 million in Tobacco Settlement Funds. The Department of Public Health estimates that this proposed new tax on retailers will generate \$234,841. Tobacco Settlement Funds can and should be used to address tobacco related education and enforcement throughout Los Angeles County, rather than initiate an additional tax on business owners."

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Therefore, Supervisor Antonovich made a motion, seconded by Supervisor Knabe, that the Board appropriate \$234,841 from the Tobacco Settlement Funds to be used for additional environmental health retail inspections and youth decoy operations; and direct the Chief Executive Officer and the Director of Public Health to report back to the Board one year after the implementation of the tobacco retail licensing program, on the effectiveness of the program. Said motion failed to carry by the following vote: Ayes: Supervisors Antonovich and Knabe; Noes: Supervisors Molina, Yaroslavsky and Burke.

After further discussion, on motion of Supervisor Yaroslavsky, seconded by Supervisor Burke, duly carried by the following vote: Ayes: Supervisors Molina, Yaroslavsky and Burke; Noes: Supervisors Antonovich and Knabe, the Board closed the hearing and took the following actions:

1. Approved the establishment of a Tobacco Retail Licensing Program and an annual tobacco retail licensing fee of \$235 allowing the County to recover program costs, impose fines and suspend or revoke the TRL's of retailers that engage in the unlawful sales of tobacco products to minors; and
2. Introduced, waived reading and placed on the agenda for adoption the attached ordinance entitled, "An ordinance amending Title 8 - Consumer Protection and Business Regulations of the Los Angeles County Code, to define "tobacco retailing" and to collect a fee for issuance of tobacco retailing licenses; and amending Title 11 - Health and Safety of the Los Angeles County Code, to add Chapter 11.35, to establish a licensing program for tobacco retailing establishments."

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#### Attachments

#### Copies distributed:

Each Supervisor  
Sheriff  
Chief Executive Officer  
County Counsel  
Business License Commission  
Director of Public Health  
Treasurer and Tax Collector